

Atorney's Docket No.: 12170-003001
Client's Ref. No.: #3

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled WIRELESS DIAGNOSTIC SYSTEM FOR CHARACTERIZING A VEHICLE'S EXHAUST EMISSIONS, the specification of which:

- ☐ is attached hereto.
☒ was filed on February 1, 2001 as Application Serial No. 09/776,033.
☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
60/220,986	July 25, 2000	Pending
60/222,213	August 1, 2000	Pending

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Title</u>
Not Yet Known	February 1, 2001	Wireless Diagnostic System for Characterizing One or More Vehicles' Mileage, Fuel Level, and Period of Operation
Not Yet Known	February 1, 2001	Wireless Diagnostic System for Vehicles

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Eric L. Pahl, Reg. No. 32,590
Frank R. Occhiuti, Reg. No. 35,306

Timothy A. French, Reg. No. 30,175
John F. Hayden, Reg. No. 37,640

Address all telephone calls to ERIC L. PRAHL at telephone number (617) 542-5070.

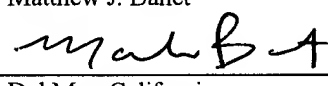
See
Paper # 22

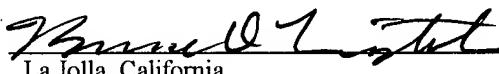
Combined Declaration and Power of Attorney
Page 2 of 3 Pages

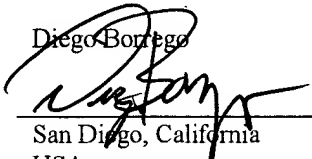
Address all correspondence to ERIC L. PRAHL at:

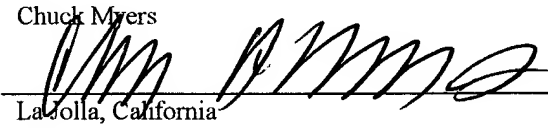
FISH & RICHARDSON P.C.
225 Franklin Street
Boston, MA 02110-2804

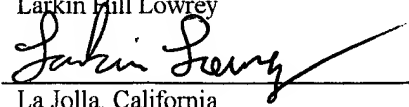
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor: Matthew J. Banet
Inventor's Signature:  Date: 8/15/01
Residence Address: Del Mar, California
Citizenship: USA
Post Office Address: 12719 Via Felino, Del Mar, California 92037

Full Name of Inventor: Bruce Lightner
Inventor's Signature:  Date: 8/15/2001
Residence Address: La Jolla, California
Citizenship: USA
Post Office Address: 8551 La Jolla Shores Drive, La Jolla, California 92037

Full Name of Inventor: Diego Borrego
Inventor's Signature:  Date: 8/15/01
Residence Address: San Diego, California
Citizenship: USA
Post Office Address: 13156 Kellam Court #123, San Diego, California 92130

Full Name of Inventor: Chuck Myers
Inventor's Signature:  Date: 8/15/01
Residence Address: La Jolla, California
Citizenship: USA
Post Office Address: 530 Midway Street, La Jolla, California 92037

Full Name of Inventor: Larkin Hill Lowrey
Inventor's Signature:  Date: 8-15-01
Residence Address: La Jolla, California
Citizenship: USA
Post Office Address: 8031 Caminito Mallorca, La Jolla, California 92037
20211385.doc